

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Art Unit 3736

: PATENT APPLICATION

Examiner M. Astorino

:

In re application of

:

**APPARATUS FOR MONITORING  
HEALTH, WELLNESS AND  
FITNESS**

TELLER ET AL.

:

Serial No. 09/923,181

:

Filed August 6, 2001

:

**PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.191(d) AND 1.192(a)**

Pittsburgh, Pennsylvania 15222

May 31, 2006

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

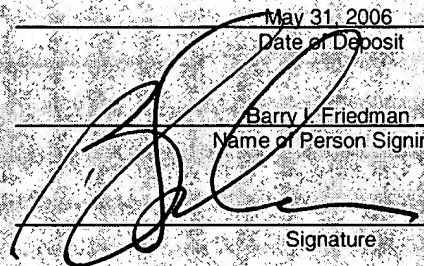
Sir:

This is a request under the provisions of 37 CFR 1.191(d) and 1.192(a) for a two month extension of time for filing the enclosed response to the Final Office Action of December 30, 2005, and the Notice of Appeal filed February 28, 2006, in the above-identified application.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

May 31, 2006  
Date of Deposit

Barry J. Friedman  
Name of Person Signing

  
Signature

Since Applicant is a small entity, as claimed in the initial filing of the above-referenced application, a check in the amount of \$450.00 is enclosed as payment of the fee for filing this Petition. Should this amount be improper or insufficient, the Commissioner is hereby authorized to charge any additional amounts or credit any overpayment to our Deposit Account No. 50-0525.

Applicant believes the petitioned extension of time is sufficient. However, should an additional extension of time be required, please consider this a petition therefor and charge any additional fees which may be required to the above-referenced deposit account. A duplicate copy of this Petition is enclosed.

Respectfully submitted,

METZ LEWIS, LLC

By 

Barry I. Friedman, Esq.

Reg. No. 33,695

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Attorney for Applicant

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